

BARRY J. PORTMAN
Federal Public Defender
ERIC MATTHEW HAIRSTON
Assistant Federal Public Defender
450 Golden Gate Avenue
San Francisco, CA 94102
Telephone: (415) 436-7700

Counsel for Defendant DANIELS

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

V.

CLIFFORD DANIELS,
Defendant.

No. CR 07-0625 MAG

MOTION TO DISMISS WITH
PREJUDICE

On January 24, 2008, the government moved to dismiss the information filed in the above-referenced case without prejudice. This matter was set for a bench trial on January 25, 2008, and jeopardy would therefore have attached on that date. In light of the proximity of trial and the substantial preparation undertaken in furtherance thereof, Mr. Clifford Daniels hereby moves for a dismissal of the information against him with prejudice or, in the alternative, for trial to proceed as scheduled on January 25, 2008 at 9:00 a.m.

Dated: January 24, 2008

Respectfully submitted,

BARRY J. PORTMAN
Federal Public Defender

/S/

ERIC MATTHEW HAIRSTON
Assistant Federal Public Defender